

## Message Text

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46

ACTION IO-13

INFO OCT-01 ISO-00 IOE-00 CIAE-00 COME-00 EB-07 INR-07

LAB-04 NSAE-00 SIL-01 OIC-02 DHA-02 ORM-02 AF-08

ARA-10 EA-09 EUR-12 NEA-10 OMB-01 SSO-00 NSCE-00

INRE-00 USIE-00 SS-15 NSC-05 SP-02 L-03 H-02 DODE-00

PRS-01 PA-02 TRSE-00 HEW-06 AGR-10 JUSE-00 FTC-01

CIEP-02 STR-04 CEA-01 ( ISO ) W  
----- 088580

O 191611Z MAY 76

FM USMISSION GENEVA

TO SECSTATE WASHDC IMMEDIATE 016

INFO AMEMBASSY BELGRADE IMMEDIATE

AMEMBASSY MEXICO PRIORITY

AMEMBASSY SANTIAGO PRIORITY

AMEMBASSY BRASILIA PRIORITY

AMEMBASSY VIENNA PRIORITY

AMEMBASSY STOCKHOLM PRIORITY

AMEMBASSY MOSCOW PRIORITY

AMEMBASSY TOKYO PRIORITY

AMEMBASSY OTTAWA PRIORITY

AMEMBASSY CANBERRA PRIORITY

AMEMBASSY OSLO PRIORITY

ALL EC CAPITALS PRIORITY 63

AMEMBASSY CARACAS PRIORITY

UNCLAS SECTION 1 OF 2 GENEVA 3867

PASS LABOR FOR SEGALL, HOROWITZ AND QUACKENBUSH

E.O. 11652: N/A

TAGS: ELAB, ILO

SUBJECT: ILO CONFERENCE: RESOLUTION OF PROTECTION OF HUMAN AND  
TRADE UNION RIGHTS IN THE UNDERTAKING

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1. TEXT OF FOLLOWING RESOLUTION SUBMITTED BY WORKER

REPRESENTATIVES OF:

1. HUNGARY (J. TIMMER)
2. FRANCE (R. DUHAMEL)
3. CZECHOSLOVAKIA (T. HLAVICKA)

IS VIRTUALLY SAME AS RESOLUTION SUBMITTED BY TIMMER AT  
1975 ILO CONFERENCE.

2. BEGIN TEXT:

RESOLUTION CONCERNING THE STRENGTHENING OF THE PROTECTION OF  
HUMAN RIGHTS AND TRADE UNION FREEDOMS IN THE UNDERTAKING, THE  
ECONOMY AND SOCIETY, SUBMITTED BY MR. TIMMER, WORKERS DELEGATE,  
HUNGARY

THE GENERAL CONFERENCE OF THE INTERNATIONAL LABOUR ORGANISATION,

CONSIDERING THAT FULL EXERCISE OF FREEDOM OF ASSOCIATION  
IS ONE OF THE OBJECTIVE OF THE INTERNATIONAL LABOR ORGANIZATION AND  
CONSTITUTES AN ESSENTIAL ELEMENT OF HUMAN RIGHTS,

NOTING WITH CONCERN THAT MANY MEMBER STATES HAVE NOT YET  
RATIFIED THE FREEDOM OF ASSOCIATION AND PROTECTION OF THE  
RIGHT OR ORGANISE AND COLLECTIVE CONVENTION, 1948  
(NO. 87), THE RIGHT TO ORGANISE AND COLLECTIVE BAR-  
GAINING CONVENTION, 1949 (NO. 98) AND THE WORKERS  
REPRESENTATIVES CONVENTION, 1971 (NO. 135), WHICH LAY  
DOWN THE MINIMUM STANDARDS OF FREEDOM OF ASSOCIA-  
TIONS,

DEEPLY REGREETING THAT NO EFFECT HAS BEEN GIVEN TO  
THE RESOLUTION CONCERNING TRADE UNION RIGHTS AND THEIR  
RELATION TO CIVIL LIBERTIES, ADOPTED BY THE CONFERENCE AT  
ITS 54TH SESSION IN 1970, WHICH REQUESTED THE PREPARA-  
TION OF REPORTS ON LAW AND PRACTICE WITH A VIEW TO CON-  
SIDERING FURTHER ACTION TO ENSURE FULL AND UNIVERSAL  
RESPECT FOR TRADE UNION RIGHTS IN THEIR BROADEST SENSE,  
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NOTING THAT ONE OF THE CHARACTERISTICS OF RECENT YEARS  
HAS BEEN THE DEVELOPMENT OF REGIONAL INTERGOVERN-  
MENTAL ECONOMIC BODIES ON WHICH WORKERS OFTEN ARE  
NOT REPRESENTED,

CONSIDERING THAT SUCH BODIES DEFINE AND ARE OFTEN AT  
THE ORIGIN OF SOCIAL AND ECONOMIC POLICIES ESTABLISHING

LOWER STANDARDS ON FREEDOM OF ASSOCIATION THAN THOSE LAID DOWN IN THE INTERNATIONAL INSTRUMENTS ADOPTED BY THE INTERNATIONAL LABOUR ORGANISATION,

CONSIDERING FURTHERMORE THE INCREASING DEVELOPMENT IN EUROPE OF THE ACTIVITY OF TRANSNATIONAL CORPORATIONS, WHICH IS FREQUENTLY ACCOMPANIED BY INADMISSIBLE LIMITATIONS IN THE FIELD OF INDUSTRIAL RELATIONS BASED ON THE LIMITATION OF TRADE UNION RIGHTS,

NOTING WITH CONCERN THE ABUSE OF SCIENTIFIC PROGRESS OFTEN PERPETRATED IN SOME COUNTRIES BY THE EMPLOYERS AND THE PUBLIC AUTHORITIES, PARTICULARLY IN REGARD TO DATA PROCESSING AND STORAGE OF INFORMATION, SO AS TO LIMIT THE WORKERS BASIC FREEDOMS AND TRADE UNION RIGHTS,

NOTING THAT THIS TENDENCY HAS SERIOUS CONSEQUENCES FOR THE WORKERS FOR THE POINT OF VIEW OF EMPLOYMENT, CONDITIONS OF WORK, DEMOCRATIC FREEDOMS AND TRADE UNION RIGHTS,

CONSIDERING THAT THE PROCESS OF INDUSTRIAL CONCENTRATION IS FREQUENTLY ACCOMPANIED BY THE APPLICATION OF AUTOCRATIC METHODS OF MANAGEMENT AND THAT THE WORKERS AND THEIR REPRESENTATIVES ARE KEPT AWAY FROM THE DECISION MAKING CENTERS IN THE UNDERTAKING, THUS WORSENING THE TURNS TOWARDS AUTHORITARIANISM TAKEN BY INDUSTRIAL RELATIONS,

GREATLY CONCERNED BY THE VERY SERIOUS SITUATION IMPOSED IN MANY COUNTRIES ON RURAL WORKERS, WHO ARE OFTEN DENIED THE MOST ELEMENTARY TRADE UNION FREEDOMS

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AND IN PARTICULAR THE RIGHT TO ORGANISE, TO FORM TRADE UNIONS AND TO ELECT THEIR LEADERS AT ALL LEVELS,

EMPHASISING ONCE AGAIN THE LEADING ROLE THAT THE INTERNATIONAL LABOUR ORGANISATION HAS PLAYED AND MUST CONTINUE TO PLAY IN DEFENDING, WIDENING AND SAFEGUARDING TRADE UNION FREEDOMS IN THE WORK:

1. REAFFIRMS THE UNIVERSAL VALIDITY OF THE PRINCIPLES OF FREEDOM OF ASSOCIATION LAID DOWN IN THE INTERNATIONAL LABOUR CONVENTIONS CONCERNING FREEDOM OF ASSOCIATION.

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PRS-01 PA-02 TRSE-00 HEW-06 AGR-10 JUSE-00 FTC-01

CIEP-02 STR-04 CEA-01 ( ISO ) W

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O 191611Z MAY 76

FM USMISSION GENEVA

TO SECSTATE WASHDC IMMEDIATE 017

INFO AMEMBASSY BELGRADE IMMEDIATE

AMEMBASSY MEXICO PRIORITY

AMEMBASSY SANTIAGO PRIORITY

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AMEMBASSY TOKYO PRIORITY

AMEMBASSY OTTAWA PRIORITY

AMEMBASSY CANBERRA PRIORITY

AMEMBASSY OLSO PRIORITY

ALL EC CAPITALS PRIORITY 64

AMEMBASSY CARACAS PRIORITY

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2. STRONGLY URGES MEMBER STATES TO RATIFY AND APPLY  
THE FREEDOM OF ASSOCIATION AND PROTECTION OF THE RIGHT  
TO ORGANISE CONVENTION, 1948 (NO. 87), THE RIGHT TO  
ORGANISE AND COLLECTIVE BARGAINING CONVENTION 1949  
(NO. 98), AND THE WORKERS REPRESENTATIVES CONVEN-  
TION, 1971 (NO. 135), AND, PENDING RATIFICATION, TO  
GUARANTEE STRICT OBSERVANCE OF THE PRINCIPLES SET FORTH  
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IN THESE CONVENTIONS.

3. APPEALS TO MEMBER STATES TO RESPECT THE PRINCIPLES EMBODIED IN THESE CONVENTIONS WHEN ADOPTING THEIR NATIONAL LAWS AND REGULATIONS AND WHEN PARTICIPATING AS MEMBERS IN REGIONAL ECONOMIC GROUPS.

4. URGES MEMBER STATES TO GUARANTEE-

(A) THAT NO REGIONAL INTERNATIONAL AGREEMENT OR AGREEMENT BETWEEN TRANSNATIONAL CORPORATION MAY BE USED AS A PRETEXT FOR IMPOSING ON TRADE UNIONS LABOUR STANDARDS AND CONDITIONS FOR THE EXERCISE OF TRADE UNION FREEDOMS THAT ARE INFERIOR TO THOSE DEFINED BY THE INTERNATIONAL LABOUR ORGANISATION;

(B) THAT FAVOURABLE CONDITIONS OBTAINED AT THE NATIONAL LEVEL BY TRADE UNION ORGANIZATIONS ARE NOT MADE LESS FAVOURABLE OR IMPAIRED BY VIRTUE OF ANY LESS ADVANTAGEOUS PROVISIONS THAT MAY BE CONTAINED IN INTERNATIONAL AGREEMENTS REACHED AT THE LEVEL OF REGIONAL ECONOMIC ORGANIZATIONS OR BETWEEN TRANSNATIONAL CORPORATIONS;

(C) IN NATIONAL CONSTITUTIONS THE CONDITIONS FOR DEMOCRATIC PARTICIPATION BY WORKERS IN DECISION MAKING WITHIN THE UNDERTAKING, BY PROVIDING FOR THE DEMOCRATISATION OF THE MANAGEMENT OF THE UNDERTAKING THROUGH THE EXTENSION OF THE RIGHTS, FUNCTIONS AND ROLE OF TRADE UNIONS.

5. INVITES THE GOVERNING BODY OF THE INTERNATIONAL LABOUR OFFICE TO INSTRUCT THE DIRECTOR-GENERAL-

(A) TO PREPARE REPORTS ON LAW AND PRACTICE, INCLUDING OBSTACLES TO THE APPLICATION BY MEMBER STATES OF THE INTERNATIONAL LABOUR CONVENTIONS ON FREEDOM OF ASSOCIATION;

(B) TO DRAW UP AND IMPLEMENT A COHERENT PROGRAMME DESIGNED TO PROMOTE THE PROTECTION, STRENGTHENING

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AND EXPANSION OF TRADE UNION RIGHTS AND THE RIGHT TO COLLECTIVE BARGAINING IN THE UNDERTAKING, THE ECONOMY AND SOCIETY, IN PARTICULAR BY PREPARING

REPORTS WITH A VIEW TO THE ADOPTION OF NEW INTERNATIONAL STANDARDS CONCERNING THE PROTECTION OF HUMAN RIGHTS AND TRADE UNION FREEDOMS, IN ACCORDANCE WITH THE RESOLUTION CONCERNING TRADE UNION RIGHTS AND THEIR RELATION TO CIVIL LIBERTIES, ADOPTED BY THE INTERNATIONAL LABOUR CONFERENCE AT ITS 54TH (1970) SESSION;

(C) TO PREPARE A REPORT WITH A VIEW OF THE ADOPTION OF AN INTERNATIONAL INSTRUMENT CONCERNING THE CONSEQUENCES FOR HUMAN RIGHTS AND TRADE UNION FREEDOMS OF THE IMPROPER USE OF THE PROGRESS ACHIEVED BY SCIENCE AND TECHNOLOGY IN THE FIELD OF DATA PROCESSING, INCLUDING THE FOLLOWING POINTS, AMONG OTHERS:

(I) GUARANTEE OF ACCESS FOR WORKERS TO DATA COLLECTED CONCERNING THEM AND TO INFORMATION ON THE INTENDED PURPOSE AND THE COMMUNICATIONS MADE THEREOF;

(II) OBTAINING THE PRIOR CONSENT OF THE WORKERS TO ANY STORAGE OF INFORMATION.

END TEXT.

ABRAMS

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## Message Attributes

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**Capture Date:** 01 JAN 1994  
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